

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

FUDAIL GIBSON,

No. 2:13-cv-12329

Plaintiff

HON. GERSHWIN A. DRAIN

v

MAG. MONA K. MAJZOUB

DETROIT PUBLIC SAFETY
DEPARTMENT, and D.P.S.
OFFICER ROBERT McDOWELL
Detroit Public Safety Department,
and TPR KEVIN DOLAN #1438
Michigan Department of State, and
TPR JOHN DUFFY #1296 Michigan
Department of State, and
MICHIGAN DEPARTMENT OF
STATE POLICE, and EASTERN
DISTRICT/5TH PRECINCT
DETROIT POLICE DEPARTMENT,

Defendants.

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**STIPULATION AND ORDER FOR DISMISSAL OF CLAIMS
AGAINST MICHIGAN STATE POLICE**

Plaintiff and Defendant Michigan State Police, by counsel, agree that all claims against the Michigan State Police should be dismissed without prejudice. Counsel for Plaintiff has further represented that he will not attempt to serve Troopers Kevin Dolan and John Duffy as defendants, as they are simply witnesses to the case who by agreement will be made available for purposes of discovery. The Court should therefore enter the attached proposed order.

Respectfully submitted,

<u>s/Frank J Simmons II</u> Frank J. Simmons II Attorney for Plaintiff	<u>s/John Fedynsky</u> John Fedynsky Attorney for MSP	<u>s/Theophilus E. Clemons</u> Theophilus E. Clemons Attorney for Defendants DPS and McDowell
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ORDER

Upon the stipulation of the parties:

All claims against Defendant Michigan State Police are
DISMISSED WITHOUT PREJUDICE.

IT IS SO ORDERED.

Date: October 15, 2013

/s/Gershwin A Drain
GERSHWIN A. DRAIN
U.S. DISTRICT JUDGE